

JFW



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/764,260	01/22/2004	Derek A. Debe	54318.8009.US01

CONFIRMATION NO. 6173

FORMALITIES LETTER



OC000000012675181

PERKINS COIE LLP
 POST OFFICE BOX 1208
 SEATTLE, WA 98111-1208

Date Mailed: 05/17/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/23/2004 SDENBOB1 00000018 10764260

01 FC:2001	395.00 OP
02 FC:2051	65.00 OP
03 FC:2201	2100.00 OP
04 FC:2202	2225.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1704** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

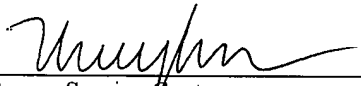
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2154** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1704**
 - **\$903** for **21** independent claims over 3.
 - **\$801** for **89** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: DEBE, DEREK A. *ET AL.*
 APPLICATION No.: 10/764,260
 FILED: JANUARY 22, 2004
 FOR: **METHOD FOR DETERMINING
 FUNCTIONAL SITES IN A PROTEIN**

ART UNIT: 1653
 CONF. No.: 6173

**Response to Notice to File Missing
 Parts of Application**

Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts mailed May 17, 2004 (copy enclosed), applicant submits the following:

- ☒ An Executed Declaration and Power of Attorney
- ☐ A Power of Attorney by Assignee
- ☒ A Preliminary Amendment
- ☐ An Information Disclosure Statement, Form PTO-1449, and references (if appropriate)
- ☒ A Sequence Listing printout, floppy diskette, and Statement of Sequence Listing.
- ☒ Copy of Notice to File Missing Parts

Certificate of Mailing

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

12/17/2004

Date of Deposit

Dee Dee Sutherland
 Dee Dee Sutherland

Authorization for Extensions of Time Under 37 C.F.R. § 1.136 (a)(3)

Applicant petitions for an Extension of Time if necessary for timely filing of this Response. The Commissioner is authorized to treat this or any future reply requiring a Petition for Extension of Time under 37 C.F.R. § 1.136 (a)(3) for its timely submission as incorporating a petition therefor for the appropriate length of time. Please charge all required extension of time fees in this application to Deposit Account No. 50-2586.

Fee Calculation and Payment

For:	(Col. 1) No. Filed	(Col. 2) No. Extra	Small Entity			Other Than a Small Entity	
			Rate	Fee		Rate	Fee
Basic Fee				\$ 395.00	or		\$790.00
Total Claims	109 – 20	89	x \$ 25 =	\$2225.00	or	x \$ 50 =	\$
Independent Claims	24 – 3	21	x \$100 =	\$2100.00	or	x \$200 =	\$
<input type="checkbox"/> Multiple Dependent Claim Presented			+ \$180 =	\$	or	+ \$360 =	\$
Missing Parts Surcharge				\$ 65.00			\$130.00
<input checked="" type="checkbox"/> Extension of Time Fee (5 months)				\$1080.00			
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			TOTAL	\$5865.00	or	TOTAL	\$

- ☒ Applicant claims small entity status. See 37 C.F.R. § 1.27
- ☒ A check in the amount of **\$5,865.00** is enclosed.
- ☐ Please charge \$_____ to Deposit Account No. 50-2586. A duplicate copy of this paper is enclosed.
- ☒ Please charge any deficiency or credit to Deposit Account No. 50-2586.

Dated: Dec 17, 2004

Respectfully submitted,

Customer No. 34055
Perkins Coie LLP
Patent - LA
P.O. Box 1208
Seattle, WA 98111-1208
Phone: (310) 788-9900
Fax: (310) 788-3399

PERKINS COIE LLP

By: 

Joseph P. Hamilton
Reg. No. 53,351